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2
3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 James Scott Alva,

7 Plaintiff,

8 v.

9 Lew Lewisburg USP, et al.,

10 Defendants.
11

Case No. 2:24-cv-00072-CDS-DJA

12 **Order**

13 This matter is before the Court on Plaintiff's filing of a complaint on January 8, 2024.
14 Since that date, Plaintiff has failed to pay the filing fee or submit an application/motion to
15 proceed *in forma pauperis*. Although Plaintiff initiated this action by filing a complaint, he must
16 apply to proceed *in forma pauperis* in order to proceed with this civil action without prepaying
17 the full \$405 filing fee. The Court will grant Plaintiff one opportunity to file such an application
18 within 30 days. Alternatively, Plaintiff may choose not to file an application to proceed *in forma*
19 *pauperis* and instead pay the full filing fee of \$405 on or before **April 8, 2024** to proceed with
20 this case.

21 Additionally, Plaintiff's mail has been returned as undeliverable. However, under Local
22 Rule IA 3-1, a pro se party must immediately file with the Court written notification of any
23 change of mailing address, email address, telephone number, or facsimile number. The Court
24 will thus require Plaintiff to update his address on or before **April 8, 2024**.

25 **IT IS THEREFORE ORDERED** that the Clerk of the Court is kindly directed to send
26 Plaintiff the approved form application to proceed *in forma pauperis* by an inmate, as well as the
27 document entitled information and instructions for filing an *in forma pauperis* application.
28

1 **IT IS FURTHER ORDERED** that on or before **April 8, 2024**, Plaintiff will either pay
2 the full \$405 filing fee for a civil action (which includes the \$350 filing fee and the \$55
3 administrative fee) or file with the Court a completed **Application to Proceed in Forma**
4 **Pauperis** on this Court's approved form.

5 **IT IS FURTHER ORDERED** that, if Plaintiff does not file a fully complete application
6 to proceed *in forma pauperis* or pay the full \$405 filing fee for a civil action on or before **April 8,**
7 **2024**, the Court will recommend dismissal of this action.

8 **IT IS FURTHER ORDERED** that Plaintiff must update his address on or before **April**
9 **8, 2024**. Failure to comply with this order may result in a recommendation of dismissal of this
10 action.

11
12 DATED: March 7, 2024



DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE